

ENSR

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February 13, 2007

Roland Bartl
Planning Director
Town of Acton
472 Main Street
Acton, Massachusetts 01720

Re: Quail Ridge Country Club, Acton, Mass.
Cessation of Environmental Peer Review Services

Dear Mr. Bartl:

Since April of 2005, ENSR has been the Environmental Monitor for the Conservation Commission and the IPM/TM peer reviewer for the Planning Board at the Quail Ridge Country Club (QRCC). At the request of the Town we contracted directly with QRCC for these services so that the overhead associated with the contract would not be borne by the Town. We now find ourselves in the unfortunate position of having to inform you that we are stopping work on this project because of slow payment. We understand that QRCC is facing significant cash flow issues and have been patient with regard to payment. Currently, however, QRCC owes ENSR \$6,702.57 with some invoices as old as 130 days. My management has informed me that I must stop work on this project until these invoices are paid.

As you are aware, payment for these peer review services is a requirement of the Special Permit granted by the Planning Board. As we have discussed on several occasions, there are at least three other permit conditions which have not been complied with. The first is the installation of a pesticide storage locker on the premises as required by the Department of Food and Agriculture. As we have noted in our last three site inspection reports the locker has not been installed but chemical are being stored indoors in a cordoned-off area of the maintenance building. The second issue is the required monitoring of water quality and quantity on the site. We have repeatedly asked for copies of the monitoring reports over the past two years and have yet to be provided with any data. This data is not kept on-site and we have not had a chance to review it, although we are told that samples have been taken. Similarly we have not been provided with water withdrawal and use data, although we have looked at summary data during our site visits and are aware that the DEP has been reviewing that data set more thoroughly. The third noncompliance is that the required annual IPM reports have not been submitted to the Board or to the peer review team.

We understand that representatives from QRCC will be appearing before the Board tonight and we ask that these issues be addressed before the Board. I am sorry that I could not be in attendance tonight to address the Board, but I would be happy to come to a future meeting if the Board would like to speak with me. I regret having to take this

action, but good business practices require that we not expend any additional effort until our bills are paid.

Sincerely,

A handwritten signature in dark ink, appearing to read "Michael J. Toohill", with a stylized, cursive script.

Michael J. Toohill
Project Manager